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7 **UNITED STATES DISTRICT COURT**
 8 **DISTRICT OF NEVADA**

9 CHARLES BUTLER, Individually and as
 10 Assignees of TERRILYNN MORRISON,

11 Plaintiff,

12 vs.

13 PROGRESSIVE DIRECT INSURANCE
 COMPANY; DOES I-V, and ROE
 14 CORPORATIONS I-V, inclusive.

15 Defendants.

Case No: 2:23-cv-00566-APG-BNW

**STIPULATION AND ORDER TO
 EXTEND DISCOVERY DEADLINES
 (Fourth Request)**

16 Defendant PROGRESSIVE DIRECT INSURANCE COMPANY and Plaintiff CHALRES
 17 BUTLER, through their respective counsel, submit the foregoing stipulation and order to extend
 18 discovery deadlines pursuant to LR 26-4 as follows:

19 1. Summary of Discovery Completed

20 To date, the following discovery has been completed in this case:

Item	Date Completed
Plaintiff's Initial Rule 26(a) Disclosures	06/21/2023
Plaintiff's First Set of Interrogatories and Requests for Production to Defendant	06/22/2023
Defendant's Initial Rule 26(a) Disclosures	07/17/2023
Plaintiff's First Supplemental Rule 26(a) Disclosures	08/01/2023
Defendant's Responses to Plaintiff's First Set of Interrogatories and Requests for Production	08/04/2023
Plaintiff's Second Supplemental Rule 26(a)	08/11/2023

Item	Date Completed
Disclosures	
Defendant's Supplemental Responses to Plaintiff's First Set of Interrogatories and Requests for Production	09/01/2023
Defendant's First Supplemental Rule 26(a) Disclosures	09/11/2023
Plaintiff's Third Supplemental Rule 26(a) Disclosures	09/14/2023
Defendant's Second Supplemental Rule 26(a) Disclosures	11/02/2023
Defendant's Third Supplemental Rule 26(a) Disclosures	11/03/2023
Defendant's Designation of Expert Witness	11/08/2023
Plaintiff's Fourth Supplemental Rule 26(a) Disclosures	01/10/2024
Defendant's Fourth Supplemental Rule 26(a) Disclosures	01/10/2024
Defendant's Fifth Supplemental Rule 26(a) Disclosures	01/19/2024
Defendant's Sixth Supplemental Rule 26(a) Disclosures	02/08/2024
Defendant's Seventh Supplemental Rule 26(a) Disclosures	02/09/2024
Defendant's Eighth Supplemental Rule 26(a) Disclosures	03/07/2024
Plaintiff's Sixth Supplemental Rule 26(a) Disclosures	03/11/2024

2. Discovery Remaining

The following discovery remains to be completed:

- a) Additional Written Discovery;
- b) Deposition of Plaintiff;
- c) Deposition of Rule 30(b)(6) Designee(s) for Defendant;
- d) The deposition of Perla Ramos;
- e) The deposition of Jacqueline Martinez;
- f) The deposition of Amanda Nalder

- g) The deposition of Preston Rezaee;
- h) Deposition(s) of percipient witnesses;
- i) Deposition of Defendant's expert witness.

3. Reason Why Discovery Was Not Completed

Discovery in this matter is currently scheduled to close on July 8, 2024. Although discovery has diligently progressed since the Scheduling Order was filed on May 23, 2023, additional time is required to complete discovery and work through scheduling issues due to scheduling conflicts arising from Defense counsel's trial schedule, as well as scheduled family vacations. Additionally, the Rule 30(b)(6) designee for Progressive has indicated that he is on vacation and unavailable during the week of June 24-28. Also, the parties are still in disagreement about a subsection of topics on which Plaintiff wishes to take the deposition of a Rule 30(b)(6) designee. This subsection falls within those written discovery topics that the Court directed the parties to conduct a further meet and confer about. Accordingly, Defendant intends to file a second motion for protective order regarding those subsections for the Rule 30(b)(6) designee deposition for Defendant. Such motion will need to be ruled upon. As such, the parties believe that good cause exists to justify extending the discovery deadlines and hereby request a 90 day extension of the discovery deadlines to allow for additional time to complete the remaining discovery.

4. Proposed Schedule for Completing Discovery

Accordingly, the parties respectfully request that this Court enter an order setting the following discovery plan and scheduling order dates:

Event	Former Deadline	New Deadline
Amend pleadings or add parties	July 11, 2023	No extension requested
Initial Expert Designations	November 8, 2023	No extension requested
Rebuttal Expert Designation	December 11, 2023	No extension requested
Discovery Cut-off	July 8, 2024	Oct. 7, 2024
Dispositive Motions	August 5, 2024	Nov. 4, 2024
Joint Pre-Trial Order	Sept. 5, 2024	Dec. 4, 2024

Counsel further state that the requested extension of discovery deadlines is not interposed for purposes of delay, but rather for the purposes set forth above.

DATED this 26th day of June, 2024

DATED this 26th day of June, 2024

BARRON & PRUITT, LLP

LAW OFFICE OF DAVID SAMPSON, LLC

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If Defendant wishes to move for a protective order, it must file the motion by July 10, 2024.
Plaintiff's response will be due on July 17, 2024, and the reply on July 22, 2024.

IT IS SO ORDERED:


UNITED STATES MAGISTRATE JUDGE

DATED: June 27, 2024

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